

# POST-CONVICTION CHECK LIST: *A guide for advocates at the close of the case*

## THE OUTCOME

- \_\_\_ Does the victim understand the sentence, including any conditions of probation?
- \_\_\_ If it is a criminal sexual conduct case, does the victim understand the registration and notification requirements?

## SAFETY ISSUES

- \_\_\_ Does the victim need help with safety planning?
- \_\_\_ Does the victim know about the *Safe at Home* program?
- \_\_\_ Does the victim need a referral to a shelter?
- \_\_\_ If a no contact order is a condition of probation, does the victim know about and understand it?
- \_\_\_ Has the victim expressed an interest in a victim-offender dialogue, an offender apology letter, or any other restorative justice practices?

*If the victim has an OFP or HRO:*

- \_\_\_ Does the victim know how to report a violation?

*If the victim does not have an OFP or HRO:*

- \_\_\_ Does the victim want a protective order?
- \_\_\_ Does the victim know that she/he can file for an OFP or HRO at the time of the offender's release from prison or jail?

## PROPERTY, EXPENSES, AND LOSS

- \_\_\_ In cases of violent crime, has the victim filed a claim for reparations with the State of Minnesota?
- \_\_\_ If a restitution order has been issued, does the victim need to provide any additional information?
- \_\_\_ Has the victim's property been returned?
- \_\_\_ Does the victim know about the right to request a review hearing if restitution is not paid?
- \_\_\_ If the offender has been sent to prison, has any restitution order been sent to the Department of Corrections?

## INCARCERATION AND RELEASE ISSUES

- \_\_\_ Does the victim know that offenders serve only two-thirds of their sentence (in non-life cases) as long as they have no disciplinary issues while incarcerated?
- \_\_\_ Does the victim know that the actual amount of time the offender serves in jail could be reduced by sentencing-to-service?
- \_\_\_ Does the victim know that release notification is not automatic?
- \_\_\_ Does the victim know about the VINE and MN CHOICE services?
- \_\_\_ Does a victim know how to complain if the offender makes or attempts contact from jail or prison?
- \_\_\_ If the offender is in prison, does the victim know about the Offender Locator on the DOC website?
- \_\_\_ In cases of life sentences, does the victim know about review hearings?
- \_\_\_ Does the victim know how to get in touch with the offender's case worker while in prison or supervising agent when released?
- \_\_\_ If an offender is eligible for early release from probation, has the victim been informed of this?

## POST-CONVICTION PROCEEDINGS

- \_\_\_ Does the victim know that a request must be made to the prosecutor to be notified of expungement or a petition for civil commitment?
- \_\_\_ If the victim wishes to be notified of post-conviction proceedings, do they know they must keep the prosecutor's office informed of current contact information?

## ASSISTANCE AND REFERRAL

- \_\_\_ Does the victim need referrals to any resources like housing mental health resources, social services, support groups, legal, or victim assistance organizations?
- \_\_\_ Does the victim know who to call for help in the future?